

EXHIBIT 2

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

HUNTERS CAPITAL, LLC, et al.,

Plaintiffs,

v.

CITY OF SEATTLE,

Defendant.

Case No. 20-cv-00983

PLAINTIFF HUNTERS CAPITAL, LLC'S
FIRST SET OF INTERROGATORIES AND
FIRST REQUESTS FOR PRODUCTION TO
DEFENDANT CITY OF SEATTLE AND THE
CITY'S OBJECTIONS AND RESPONSES
THERE TO

Defendant City of Seattle ("City") hereby responds to Plaintiff Hunters Capital, LLC's
First Set of Interrogatories and First Requests for Production to Defendant City of Seattle.

GENERAL OBJECTIONS AND RESERVATIONS

The City objects to these discovery requests to the extent they seek production of
documents or information protected from disclosure by the attorney-client privilege, the work-
product doctrine, or any other applicable doctrine or privilege.

The City has invested significant resources in identifying and collecting potentially
responsive records from several of its departments. The City's review of the records collected thus
far is underway. As counsel for the City has communicated to the plaintiffs' counsel, the City
expects that some records, including from the Seattle Police Department (SPD), will take longer

- 1 1. City Attorney's Office spreadsheet of public disclosure requests dated between June 8
- 2 and October 30, 2020;
- 3 2. SPD spreadsheet of public disclosure requests dated between June 8 and October 30,
- 4 2020; and
- 5 3. Documents dated between June 8, 2020 and July 10, 2020, collected from the agreed
- 6 list of custodians, and containing the search terms provided by the plaintiffs.

8 REQUESTS FOR PRODUCTION

9 **REQUEST FOR PRODUCTION NO. 1:** Please produce all documents and
10 communications relating or referring to any complaints Defendant, or any of Defendant's
11 employees or officials (including, but not limited to, the Mayor and Mayor's office), have received
12 that concern, related [sic] to, reference, or otherwise raise complaints about the CHOP, conditions
13 on Capitol Hill during the CHOP occupation, the CHOP zone, or CHOP participants.

14 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, and
15 unduly burdensome because (1) "complaint" has multiple meanings but is not defined, (2) the City
16 has no reasonable means of identifying complaints that "concern, relate[] to, reference, or
17 otherwise raise complaints about" the CHOP unless they also "refer" to it (or use one of its
18 synonyms), (3) as written, the request would require searching the communications of hundreds (or
19 more) employees, and (4) the request encompasses a larger geographic area and a longer
20 timeframe than is relevant to the claims or defenses in this case.

21 Without waiving any objection, and subject to continuing investigation, the City will
22 produce responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020, (2)
23 containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered from
24 one of the following City departments: Emergency Operations Center (EOC) and/or Office of
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Emergency Management (OEM), FAS, HSD, Mayor's office, Office Economic Development (OED), Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list of custodians (*see* Ex. B). The City's rolling production will begin on or about November 13, 2020.

REQUEST FOR PRODUCTION NO. 2: Please produce all documents and communications (including but not limited to emails, text messages, voice messages, messages on social media platforms, memoranda, meeting minutes, videos, and photographs) to, from, in the possession of, concerning, or involving the following persons, organizations and City divisions, which concern, relate to, and/or reference the CHOP, CHOP participants, and/or the conditions on Capitol Hill or the CHOP zone during the CHOP occupation:

- a. Mayor Jenny Durkan
- b. The Mayor's office, including members of the Mayor's staff;
- c. The Seattle City Council, including the members of the Council and their staff;
- d. Sabrina Bolieu;
- e. Any and all members of the City's business liaison office, including its staff;
- f. Bobby Lee;
- g. Michael Wells;
- h. City's Office of Economic Development, including its members and staff;
- i. Peter Holmes;
- j. The City Attorney's Office, including its members and staff;
- k. SPU Director Mami Hara and her staff;
- l. SPU, including its leadership, staff, employees, agents, or contractors;
- m. SDOT Director Sam Zimbabwe and his staff;
- n. SDOT, including its leadership, staff, employees, agents, or contractors;
- o. Adrienne Thompson;
- p. Members of the City's policy staff, including all person responsible for advising on or setting City policies;
- q. SPD Chief Carmen Best and her office or staff;
- r. SPD, including its leadership, officers, staff, employees, agents, and contractors;
- s. SFD Chief Harold Scoggins and his office or staff;
- t. SFD, including its leadership, staff, employees, agents, and contractors.

1 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, and
2 unduly burdensome because (1) the City has no reliable means of identifying whether a given
3 person qualifies as a “CHOP participant” as defined, (2) the “CHOP zone” as defined encompasses
4 a geographic area so large that searching it is likely to include information unrelated to the claims
5 or defenses in this case and would be disproportionate to the case’s needs, (3) this problem is
6 compounded by the request including “Capitol Hill,” (4) the City has no reasonable means of
7 identifying documents and communications that “concern, relate[] to, and/or reference the CHOP”
8 unless they also refer to it (or use one of its synonyms), and (5) applied literally, this request would
9 require searching and reviewing the accounts of hundreds (or more) City employees, which would
10 be greatly disproportionate to the needs of the case.

11 Without waiving any objection, and subject to continuing investigation, the City will
12 produce responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020, (2)
13 containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered from
14 one of the following City departments: EOC and/or OEM, FAS, HSD, Mayor’s office, OED,
15 Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list
16 of custodians (*see* Ex. B).⁴ The City’s rolling production will begin on or about November 13,
17 2020.

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20 **REQUEST FOR PRODUCTION NO. 3:** Please produce all documents and
21 communications relating to or refencing any and all 9-1-1, fire, police, medical, first responder,
22 ambulance or other emergency calls that concern, relate to, or reference the CHOP, incidents
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25 ⁴ The agreed list of custodians does not include members of the Seattle City Council or the City Attorney’s Office.

1 occurring at or near the CHOP zone, or involve CHOP participants, including but not limited to the
2 recordings and transcripts of those calls.

3 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, and
4 unduly burdensome because (1) “incident” is not defined and likely includes information unrelated
5 to the claims or defenses in this case, (2) the City has no reliable means of identifying whether a
6 given person qualifies as a “CHOP participant” as defined, (3) the “CHOP zone” as defined
7 encompasses a geographic area so large that searching it is likely to include information unrelated
8 to the claims or defenses in this case and would be disproportionate to the case’s needs, (4) this
9 problem is compounded by the request including areas “near” the CHOP zone, (5) the City has no
10 reasonable means of identifying documents and communications that “concern, relate[] to, and/or
11 reference the CHOP” unless they also refer to it (or use one of its synonyms), and (6) applied
12 literally, this request would require searching and reviewing the accounts of hundreds (or more)
13 City employees, which would be greatly disproportionate to the needs of the case. The City
14 specifically objects to the production of SFD radio communications and fire dispatch call
15 recordings because the burden or expense of producing them far outweighs its likely benefit and
16 would be disproportionate to the needs of the case, particularly in light of the other materials the
17 City will produce.

18 Without waiving any objection, and subject to continuing investigation, the City will
19 produce responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020, (2)
20 containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered from
21 one of the following City departments: EOC and/or OEM, FAS, HSD, Mayor’s office, OED,
22 Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list
23 of custodians (*see* Ex. B). The City’s rolling production will begin on or about November 13,
24 2020.

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3 **REQUEST FOR PRODUCTION NO. 4:** Please produce all documents and
4 communications consisting of or related to orders and directions given to SPD officers and
5 employees concerning, related to, or referencing the CHOP, incidents occurring at or near the
6 CHOP zone, or involving CHOP participants.

7 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, and
8 unduly burdensome because (1) “incident” is not defined and likely includes information unrelated
9 to the claims or defenses in this case, (2) the “CHOP zone” as defined encompasses a geographic
10 area so large that searching it is likely to include information unrelated to the claims or defenses in
11 this case and would be disproportionate to the case’s needs, (3) this problem is compounded by the
12 request including areas “near” the CHOP zone, (4) the City has no reliable means of identifying
13 whether a given person qualifies as a “CHOP participant” as defined, (5) the City has no
14 reasonable means of identifying order and directions that “concern, relate[] to, or reference the
15 CHOP” unless they also refer to it (or use one of its synonyms), and (6) as written, this request
16 would require searching and reviewing all SPD communications *at a minimum*. For SPD records
17 related to offenses allegedly occurring within the “CHOP zone,” the City will produce all 9-1-1
18 calls, all SPD radio communication, and SPD CAD logs. The City will not produce every SPD
19 record associated with every offense allegedly occurring within the “CHOP zone” because the
20 burden or expense of producing them far outweighs the likely benefit and would be
21 disproportionate to the needs of the case.

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23 Without waiving any objection, and subject to continuing investigation, the City will
24 produce responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020, (2)

1 containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered from
2 one of the following City departments: EOC and/or OEM, FAS, HSD, Mayor’s office, OED,
3 Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list
4 of custodians (*see* Ex. B). The City’s rolling production will begin on or about November 13,
5 2020.

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8 **REQUEST FOR PRODUCTION NO. 5:** Please produce all documents and
9 communications consisting of or related to orders and directions given to SFD firepersons and
10 employees related to, referencing, or concerning the CHOP, incidents occurring at or near the
11 CHOP zone, or involving CHOP participants.

12 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, and
13 unduly burdensome because (1) “incident” is not defined and likely includes information unrelated
14 to the claims or defenses in this case, (2) the “CHOP zone” as defined encompasses a geographic
15 area so large that searching it is likely to include information unrelated to the claims or defenses in
16 this case and would be disproportionate to the case’s needs, (3) this problem is compounded by the
17 request including areas “near” the CHOP zone, (4) the City has no reliable means of identifying
18 whether a given person qualifies as a “CHOP participant” as defined, (5) the City has no
19 reasonable means of identifying order and directions that “concern, relate[] to, or reference the
20 CHOP” unless they also refer to it (or use one of its synonyms), and (6) as written, this request
21 would require searching and reviewing all SFD communications *at a minimum*. The City
22 specifically objects to the production of SFD radio communications and fire dispatch call
23 recordings because the burden or expense of producing them far outweighs its likely benefit and
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1 would be disproportionate to the needs of the case, particularly in light of the other materials the
2 City will produce.

3 Without waiving any objection, and subject to continuing investigation, the City will
4 produce responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020, (2)
5 containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered from
6 one of the following City departments: EOC and/or OEM, FAS, HSD, Mayor's office, OED,
7 Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list
8 of custodians (*see* Ex. B). The City's rolling production will begin on or about November 13,
9 2020.

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12 **REQUEST FOR PRODUCTION NO. 6:** Please produce all documents and
13 communications consisting of or related to orders and directions given to SDOT employees and
14 personnel related to or referencing the CHOP, incidents occurring at or near the CHOP zone, or
15 involving CHOP participants.

16 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, and
17 unduly burdensome because (1) "incident" is not defined and likely includes information unrelated
18 to the claims or defenses in this case, (2) the "CHOP zone" as defined encompasses a geographic
19 area so large that searching it is likely to include information unrelated to the claims or defenses in
20 this case and would be disproportionate to the case's needs, (3) this problem is compounded by the
21 request including areas "near" the CHOP zone, (4) the City has no reliable means of identifying
22 whether a given person qualifies as a "CHOP participant" as defined, (5) the City has no
23 reasonable means of identifying order and directions that "concern, relate[] to, or reference the
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CHOP” unless they also refer to it (or use one of its synonyms), and (6) as written, this request would require searching and reviewing all SDOT communications *at a minimum*.

Without waiving any objection, and subject to continuing investigation, the City will produce responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020, (2) containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered from one of the following City departments: EOC and/or OEM, FAS, HSD, Mayor’s office, OED, Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list of custodians (*see* Ex. B). The City’s rolling production will begin on or about November 13, 2020.

REQUEST FOR PRODUCTION NO. 7: Please produce all documents and communications consisting of or related to orders and directions given to SPU employees and personnel related to or referencing the CHOP, incidents occurring at or near the CHOP zone, or involving CHOP participants.

RESPONSE: The City objects to this request as vague, ambiguous, overly broad, and unduly burdensome because (1) “incident” is not defined and likely includes information unrelated to the claims or defenses in this case, (2) the “CHOP zone” as defined encompasses a geographic area so large that searching it is likely to include information unrelated to the claims or defenses in this case and would be disproportionate to the case’s needs, (3) this problem is compounded by the request including areas “near” the CHOP zone, (4) the City has no reliable means of identifying whether a given person qualifies as a “CHOP participant” as defined, (5) the City has no reasonable means of identifying order and directions that “concern, relate[] to, or reference the

CHOP” unless they also refer to it (or use one of its synonyms), and (6) as written, this request would require searching and reviewing all SPU communications *at a minimum*.

Without waiving any objection, and subject to continuing investigation, the City will produce responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020, (2) containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered from one of the following City departments: EOC and/or OEM, FAS, HSD, Mayor’s office, OED, Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list of custodians (*see* Ex. B). The City’s rolling production will begin on or about November 13, 2020.

Without waiving any objection, and subject to continuing investigation, the City will produce the responsive, non-privileged records on a rolling basis beginning on or about November 13, 2020.

REQUEST FOR PRODUCTION NO. 8: Please produce all documents and communications consisting of or related to orders and directions given to SDOT employees and personnel related to or referencing the CHOP, incidents occurring at or near the CHOP zone, or involving CHOP participants.

RESPONSE: Request No. 8 duplicates Request No. 6. No further response will be given.

REQUEST FOR PRODUCTION NO. 9: Please produce all body camera footage from SPD officers, agents, or employees that were recorded at or near the CHOP zone or involve a CHOP participant.

1 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, and
2 unduly burdensome because (1) the “CHOP zone” as defined encompasses a geographic area so
3 large that searching it is likely to include information unrelated to the claims or defenses in this
4 case and would be disproportionate to the case’s needs, (2) this problem is compounded by the
5 request including areas “near” the CHOP zone, (3) the City has no reliable means of identifying
6 whether a given person qualifies as a “CHOP participant” as defined, and (4) as written, this
7 request would require the City to review an immense cache of videos, much of which is unrelated
8 to the claims and defenses at issue, which would be an immense burden and far out of proportion
9 to the needs of the case. No additional documents will be produced in response to this request, but
10 the City is willing to confer regarding a significantly limited request for records relevant to the
11 claims and defenses at issue and in proportion to the needs of the case.

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14 **REQUEST FOR PRODUCTION NO. 10:** Please produce all documents and
15 communications relating to, referencing, or concerning any tort claims (or damages claims)
16 Defendant has received relating to, referencing, or concerning the CHOP, from June 8, 2020 to the
17 present.

18 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, and
19 unduly burdensome to the extent that it seeks an undefined set of documents that (1) “relat[e] to,
20 referenc[e], or concern[]” submitted tort claim forms, or (2) “relat[e] to, referenc[e], or concern[]”
21 the CHOP rather than simply referring to it (or using one of its synonyms). The City specifically
22 objects to providing any documents other than the tort claim (or damages claim) forms.

23 Pursuant to these objections, the City will produce tort claim (or damages claim) forms on a
24 rolling basis beginning on or about November 13, 2020.

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3 **REQUEST FOR PRODUCTION NO. 11:** Please produce all documents and
4 communications concerning City permits related to public gatherings, public events, protests, street
5 closures, and/or the dispensing or sale of food or beverages and concerning activities within the
6 City of Seattle between January 1, 2020 and the present.

7 **RESPONSE:** The City objects to this request as overly broad, unduly burdensome and
8 duplicative because it (1) encompasses a larger geographic area than is relevant to the claims or
9 defenses in this case, and (2) spans a longer timeframe than is relevant to the claims or defenses in
10 the case, and (3) applied literally, this request would require searching and reviewing the accounts
11 of hundreds (or more) City employees, which would be greatly disproportionate to the needs of the
12 case.

13 Without waiving any objection, and subject to continuing investigation, the City will
14 produce responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020, (2)
15 containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered from
16 one of the following City departments: EOC and/or OEM, FAS, HSD, Mayor's office, OED,
17 Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list
18 of custodians (*see* Ex. B). The City's rolling production will begin on or about November 13,
19 2020.

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22 **REQUEST FOR PRODUCTION NO. 12:** Please produce all documents and
23 communications concerning the responses provided by SPD, SFD, SPU, or any other emergency
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1 services and first responders to incidents within the CHOP, at or near the CHOP zone, or involving
2 CHOP participants between May 26, 2020 through July 10, 2020.

3 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, and
4 unduly burdensome because (1) “responses” and “incidents” are not defined, (2) the City has no
5 reliable means of identifying whether a given person qualifies as a “CHOP participant” as defined,
6 (3) the “CHOP zone” as defined encompasses a geographic area so large that searching it is likely
7 to include information unrelated to the claims or defenses in this case and would be
8 disproportionate to the case’s needs, (4) this problem is compounded by the request including areas
9 “near” the CHOP zone, (5) it spans a longer timeframe than is relevant to the claims and defenses
10 at issue in the case, and (6) applied literally, this request would require searching and reviewing the
11 accounts of hundreds (or more) City employees, which would be greatly disproportionate to the
12 needs of the case. The City specifically objects to the production of SFD radio communications
13 and fire dispatch call recordings because the burden or expense of producing them far outweighs
14 its likely benefit and would be disproportionate to the needs of the case, particularly in light of the
15 other materials the City will produce. For SPD records related to offenses allegedly occurring
16 within the “CHOP zone,” the City will produce all 9-1-1 calls, all SPD radio communication, and
17 SPD CAD logs. The City will not produce every SPD record associated with every offense
18 allegedly occurring within the “CHOP zone” because the burden or expense of producing them far
19 outweighs the likely benefit and would be disproportionate to the needs of the case.

20 Without waiving any objection, and subject to continuing investigation, the City will
21 produce responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020, (2)
22 containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered from
23 one of the following City departments: EOC and/or OEM, FAS, HSD, Mayor’s office, OED,
24 Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list
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1 of custodians (*see* Ex. B). The City's rolling production will begin on or about November 13,
2 2020.

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5 **REQUEST FOR PRODUCTION NO. 13:** Please produce documents sufficient to
6 determine the speed and manner of responses provided by SPD, SFD, SDOT, SPU, or any other
7 emergency services and first responders to incidents within the City of Seattle between May 26,
8 2020 through July 10, 2020.

9 **RESPONSE:** The City objects to this request as overly broad, unduly burdensome and
10 duplicative because it (1) encompasses a larger geographic area than is relevant to the claims or
11 defenses in this case, (2) spans a longer timeframe than is relevant to the claims or defenses in the
12 case, (3) seeks an indefinite document set based on an ambiguous limiting factor, and (4) applied
13 literally, this request would require searching and reviewing the accounts of hundreds (or more)
14 City employees, which would be greatly disproportionate to the needs of the case.

15 Without waiving any objection, and subject to continuing investigation, the City will
16 produce any responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020,
17 (2) containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered
18 from one of the following City departments: EOC and/or OEM, FAS, HSD, Mayor's office, OED,
19 Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list
20 of custodians (*see* Ex. B). The City's rolling production will begin on or about November 13,
21 2020.

1 **REQUEST FOR PRODUCTION NO. 14:** Please produce all documents or
2 communications concerning any request for public records made to Defendant that concerns,
3 references, or relates to CHOP, the CHOP zone, or CHOP participants.

4 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, unduly
5 burdensome and duplicative because (1) the City has no reliable means of identifying whether a
6 given person qualifies as a “CHOP participant” as defined, (2) the “CHOP zone” as defined
7 encompasses a geographic area so large that searching it is likely to include information unrelated
8 to the claims or defenses in this case and would be disproportionate to the case’s needs, (3) the
9 City has no reasonable means of identifying whether a given “public record request” “concern[s],”
10 reference[s]” or “relate[s]” to the CHOP unless it refers to the “CHOP” (or uses one of its
11 synonyms), and (4) applied literally, this request would require searching and reviewing the
12 accounts of hundreds (or more) City employees, which would be greatly disproportionate to the
13 needs of the case.

14 Without waiving any objection, and subject to continuing investigation, the City will
15 produce responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020, (2)
16 containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered from
17 one of the following City departments: EOC and/or OEM, FAS, HSD, Mayor’s office, OED,
18 Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list
19 of custodians (*see* Ex. B). The City’s rolling production will begin on or about November 13,
20 2020.

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23 **REQUEST FOR PRODUCTION NO. 15:** Please produce all video, audio recordings,
24 photographs, or other depictions in Defendant’s possession of the CHOP zone, people or activities
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1 in the CHOP one, and crime or vandalism in the CHOP zone at any time between June 8, 2020,
2 and July 15, 2020.

3 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, unduly
4 burdensome, and duplicative because (1) as written, it would require searching the
5 communications of hundreds (or more) employees, and (2) the request largely includes records
6 unrelated to the claims or defenses in this case. To the extent this request includes police body
7 camera footage, the City reiterates its objection to Request No. 9.

8 Without waiving any objection, and subject to continuing investigation, the City will
9 produce responsive, non-privileged records (1) dated between June 8, 2020 and July 10, 2020, (2)
10 containing at least one of the search terms provided by the plaintiffs (*see* Ex. B), (3) gathered from
11 one of the following City departments: EOC and/or OEM, FAS, HSD, Mayor's office, OED,
12 Parks, SDOT, SFD, SPD, SPU, and (4) for emails and text messages, gathered from the agreed list
13 of custodians (*see* Ex. B). The City's rolling production will begin on or about November 13,
14 2020.

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17 **REQUEST FOR PRODUCTION NO. 16:** Excluding such documents and
18 communications responsive to Requests for Production Nos. 1 through 14 above, please produce
19 any and all additional documents and communications referring to the CHOP, the CHOP zone, or
20 conditions in the Capitol Hill neighborhood during the presence of the CHOP in possession of
21 Defendant.

22 **RESPONSE:** The City objects to this request as vague, ambiguous, overly broad, unduly
23 burdensome, and duplicative because (1) as written, the request would require searching the
24 communications of hundreds (or more) employees, and (2) the request encompasses a larger
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1 geographic area and a longer timeframe than is relevant to the claims or defenses in this case, and
2 (3) the plaintiffs have already propounded subject-matter limited requests that will return the
3 requested documents to the extent they are relevant to the claims or defenses in this case. No
4 additional documents will be produced in response to this request.

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7 DATED this 30th day of October, 2020.

8 PETER S. HOLMES
9 Seattle City Attorney

HARRIGAN LEYH FARMER & THOMSEN LLP

10 By: s/ Joseph Groshong

11 Joseph Groshong, WSBA #41593
12 Assistant City Attorney
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By: s/ Arthur W. Harrigan, Jr.

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Attorneys for the City of Seattle

EXHIBIT A

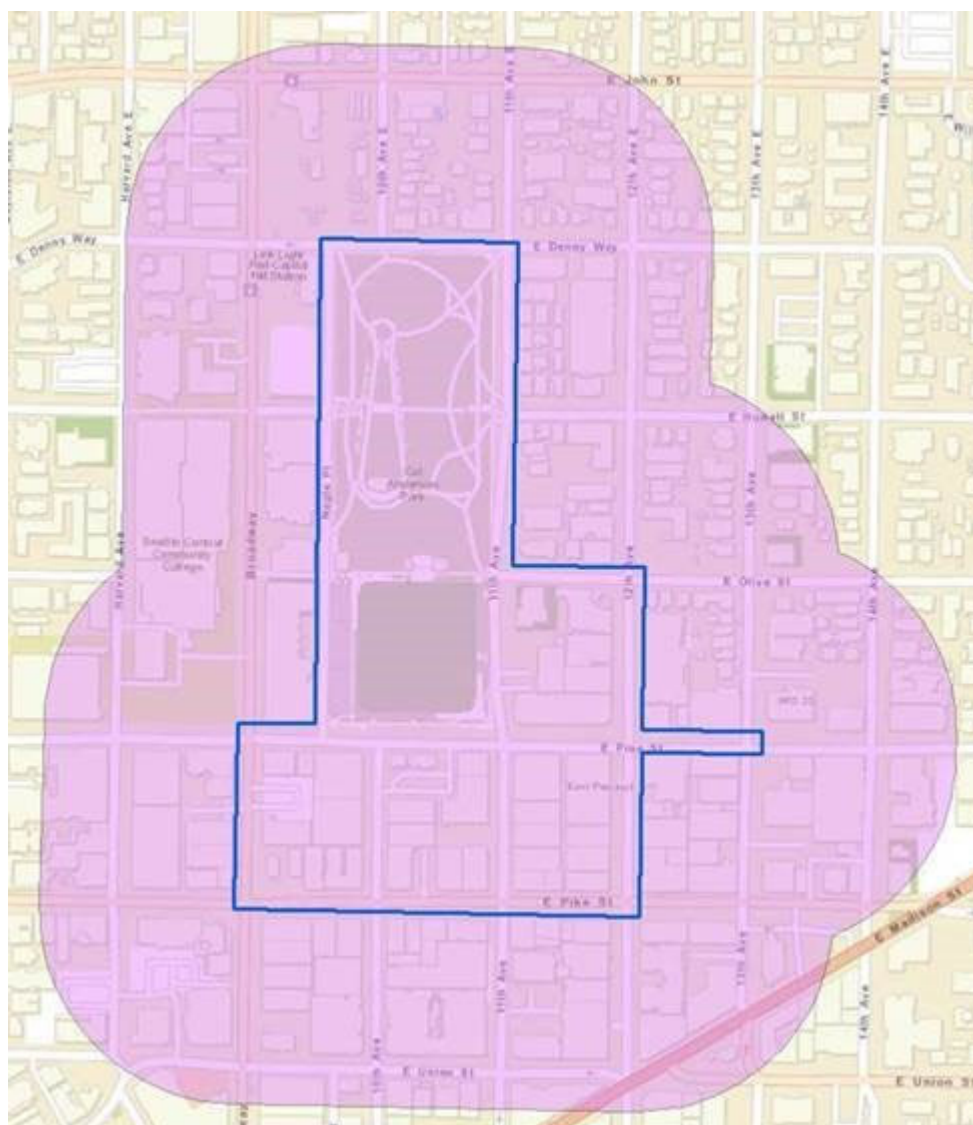


EXHIBIT B

City of Seattle Email Accounts Searched

Name	Title	Department
Chen, Michelle	Legal Counsel	Mayor's Office
Durkan, Jenny	Mayor	Mayor's Office
Fong, Mike	Senior Deputy Mayor	Mayor's Office
Formas, Stephanie	Chief of Staff	Mayor's Office
Hightower, Kamaria	Deputy Communications Director	Mayor's Office
Kline, Julie	Senior Public Safety Advisor	Mayor's Office
Ranganathan, Shefali	Deputy Mayor of External Relations	Mayor's Office
Sixkiller, Casey	Deputy Mayor of Operations	Mayor's Office
Thompson, Adrienne	Policy Director	Mayor's Office
Lee, Bobby	Director	Office of Economic Development
OED@seattle.gov		Office of Economic Development
Wells, Michael	Small Business Advocate	Office of Economic Development
Neafcy, Kenneth	Operations Coordinator	Office of Emergency Management
Nelson, Laurel	Acting Director	Office of Emergency Management
Maxie, Rodney	Deputy Director – Maintenance Operations	Seattle Department of Transportation
Zimbabwe, Sam	Director	Seattle Department of Transportation
Beck, Tara	Director – Navigation Team	Seattle Human Services Department
Hastings, Bryan	Assistant Chief of Operations	Seattle Fire Department
Scoggins, Harold	Chief	Seattle Fire Department

Name	Title	Department
Aguirre, Jesus	Superintendent	Seattle Parks Department
Furuto, Joey	Division Director – Parks and Environment	Seattle Parks Department
PKS Info.seattle.gov		Seattle Parks Department
PKS Work Order Desk.seattle.gov		Seattle Parks Department
Anderson, Shanon	Lieutenant – Force Review Unit	Seattle Police Department
Anderson, Valerie	Executive Director - Administration	Seattle Police Department
Baird, Mark	Chief Operating Office	Seattle Police Department
Best, Carmen	(former) Police Chief	Seattle Police Department
Boatright, Becca	Executive Director – Legal Affairs	Seattle Police Department
	Assistant Chief – Professional Standards Bureau	
Cordner, Lesley		Seattle Police Department
Diaz, Adrian	Police Chief (current)	Seattle Police Department
Fields, Michael	Executive Director – Human Resources	Seattle Police Department
Fisher, Christopher	Executive Director – Strategic Initiatives	Seattle Police Department
Greening, Eric	Assistant Chief – Special Operations Bureau	Seattle Police Department
Hirjak, Stephen	Assistant Chief – Collaborative Policing	Seattle Police Department
Mahaffey, Thomas	Assistant Chief – Patrol Operations	Seattle Police Department
Nollette, Deanna	Assistant Chief – Criminal Investigations Bureau	Seattle Police Department
Socci, Angela	Executive Director – Budget & Finance	Seattle Police Department
Beauregard, Idris	Manager	Seattle Public Utilities
Hara, Mami	Director	Seattle Public Utilities

Final Email Searches Conducted for All City Departments
Except Seattle Police Department

1. “chop” OR “chaz” OR “autonomous zone”
2. (organized OR occupy*) /10 “capitol hill”
3. (protest* OR demonstrat* OR riot OR camp* OR encamp* OR squat* OR occupy* OR occupation) /40 (“capitol hill” OR “east precinct” OR “cal anderson”)
4. complain* /40 (barricade* OR protest* OR barrier* OR anarchy OR violence OR lawless* OR graffiti OR blm OR antifa OR encamp* OR camp* OR “proud boys” OR “black lives matter”)
5. complain* and (“capitol hill” OR “east precinct” OR “cal anderson”)
6. (shooting* OR violen* OR anarchy OR lawless OR gun* OR firearm* OR rifle* OR weapon* OR kni* OR machete OR pistol* OR assault* OR rape OR murder* OR theft OR burgl* OR attack* OR threat* OR intimidate* OR noise OR graffit* OR nuisance OR danger* OR harm* OR endanger*) and (“capitol hill” OR “east precinct” OR “cal anderson”)
7. (911 OR “9-1-1” OR police OR spd OR fire OR emergency OR ambulance OR sfd OR transport* OR spu OR utility* OR sdot) and ((respon*/20 (no OR not OR unabl* OR inabil* OR lack)) OR “no go”)
8. (barricade* OR protest* OR barrier* OR anarchy OR graffiti OR vandal* OR blm OR antifa OR “proud boys” OR “black lives matter”) /40 (911 OR “9-1-1” OR police OR spd OR fire OR emergency OR ambulance OR sfd)
9. (“capitol hill” OR “east precinct” OR “cal anderson”) and (block* OR barricade* OR barrier* OR imped* OR peven* OR impair* OR harm* OR damage* OR control*) and (traffic* OR public OR street* OR sidewalk OR sdot OR transport* OR utility OR spu OR door OR park* OR entrance OR access OR driveway OR garage OR movement

- OR propert* OR home* OR business* OR apartment* OR house* OR (right*/10 way*))
10. (agree* OR negotiat* OR meet* OR met* OR support* OR promot*) /40 (protest* OR demonstrat*)

Email Searches Conducted for Seattle Police Department Accounts

1. “chop” OR “chaz” OR “autonomous zone”
2. (organized OR occupy*) /10 “capitol hill”
3. (protest* OR demonstrat* OR riot OR camp* OR encamp* OR squat* OR occupy* OR occupation) /40 (“capitol hill” OR “east precinct” OR “cal anderson”)
4. complain* /40 (barricade* OR protest* OR barrier* OR anarchy OR violence OR lawless* OR graffiti OR blm OR antifa OR encamp* OR camp* OR “proud boys” OR “black lives matter”)
5. complain* and (public /10 service*) and (“capitol hill” OR “east precinct” OR “cal anderson”)
6. (shooting* OR violen* OR anarchy OR lawless OR gun* OR firearm* OR rifle* OR weapon* OR kni* OR machete OR pistol* OR assault* OR rape OR murder* OR theft OR burgl* OR attack* OR threat* OR intimidate* OR noise OR graffit* OR nuisance OR danger* OR harm* OR endanger*) and (“capitol hill” OR “east precinct” OR “cal anderson”)
7. (911 OR “9-1-1” OR police OR spd OR fire OR emergency OR ambulance OR sfd OR transport* OR spu OR utility* OR sdot) and ((respon* /s (no OR not OR unabl* OR inabil* OR lack)) OR “no go”)

8. (barricade* OR protest* OR barrier* OR anarchy OR graffiti OR vandal* OR blm OR antifa OR “proud boys” OR “black lives matter”) /40 (911 OR “9-1-1” OR police OR spd OR fire OR emergency OR ambulance OR sfd)
9. (“capitol hill” OR “east precinct” OR “cal anderson”) and ((block* OR barricade* OR barrier* OR impeded* OR preven* OR impair* OR harm* OR damage* OR control*) and (traffic* OR public OR street* OR sidewalk OR sdot OR transport* OR utility OR spu OR door OR park* OR entrance OR access OR driveway OR garage OR movement OR propert* OR home* OR business* OR apartment* OR house* OR (right* /3 way*)))
10. (agree* OR negotiat* OR meet* OR met* OR support* OR promot*) /40 (protest* OR demonstrat*)

1 **CERTIFICATE OF SERVICE**

2 I, Florine Fujita, declare that I am employed by the law firm of Harrigan Leyh Farmer &
3 Thomsen LLP, a citizen of the United States of America, a resident of the State of Washington,
4 over the age of eighteen (18) years, not a party to the above-entitled action, and competent to be a
witness herein.

5 On October 30, 2020, I caused a true and correct copy of the foregoing document to be
6 served on counsel listed below in the manner indicated:

7 Patty A. Eakes ☐ Via Hand Delivery
8 Angelo J. Calfo ☐ Via First Class Mail
9 Tyler S. Weaver ☐ Via Facsimile
10 Andrew DeCarlow ☒ Via Electronic Mail
11 Henry Phillip ☐ Via CM/ECF
12 CALFO EAKES LLP
13 1301 Second Avenue, Suite 2800
14 Seattle, WA 98101
15 patty@calfoeakes.com
16 angeloc@calfoeakes.com
17 tylerw@calfoeakes.com
18 andrewd@calfoeakes.com
19 henryp@calfoeakes.com

20 DATED this 30th day of October, 2020.

21 *s/ Florine Fujita*
22 _____
23 Florine Fujita, Legal Assistant
24 florinef@harriganleyh.com
25